



**DETROIT CITY COUNCIL
Regular Meeting Minutes
Saturday, July 12, 2014**

CALL TO ORDER: Mayor Flanders called the meeting to order at 10:00 AM at City Hall, 160 Detroit Avenue N., Detroit, Oregon.

1. ROLL CALL – Council Present – Jim Bradley Parks & Rec, Sandy Franz Building Commissioner, Jack Campbell Water Commissioner, Shari Flanders Mayor, Greg Sheppard Street Commissioner, Jim Trett Emergency Preparedness and Mark Messmer Police & Safety Commissioner (in at 10:03 am)

Councilors absent –None

Staff Present: Christine Pavoni, City Recorder, Deborah Hastings City Clerk

Citizens Present: Kenneth Woodward, Troy Clausen, Jason Myers, Eric Hlad, Paul Carr, Bob & Berneice Layman, Joe Connor, Gene Smith, Joyce Smith, Bob Franz, Dottie Carr, Terry & Sharon Bonnett, Dean & Linda O'Donnell and Eric Page

2. PLEDGE WAS RECITED

3. ANNOUNCEMENTS – Mayor Flanders announced the November 4, 2014 General Election for Candidate Filing for Council Positions are in the office. She also announced that the Postal Service Meeting would be on Wednesday, July 23, 2014, 6:00 PM at City Hall

4. DECLARATIONS OF CONFLICT OF INTEREST AND EX-PARTE CONTACT - None

5. APPROVAL OF MINUTES OF THE LAST MONTH – Mayor Flanders asked for a motion to approve the Detroit City Council Regular Meeting of June 10, 2014, Councilor Campbell so motioned, motion was seconded. Councilor Trett suggested when writing the minutes that a last name initial be put by the Jim's that because there are two Jims. All in favor; (5) Jim Bradley, John Campbell, Shari Flanders, Greg Sheppard and Jim Trett, Abstain (1) Franz, motion passed.

6. APPROVAL OF THE BILLS PAYABLE LIST FOR CURRENT MONTH – A motion was made by Councilor Trett to pay the bills, motion was seconded. Councilor Campbell inquired if the city had looked into purchasing a copier at any time, that what we pay for leasing, the copies over a year we could probably purchase one. Recorder Pavoni explained that Domenica did a lot of research on that. It's also having the money up front to purchase one. That we get a pretty good deal through a group. All in favor; (7) Jim Bradley, John Campbell, Sandy Franz, Shari Flanders, Greg Sheppard, Mark Messmer and Jim Trett, motion passed.

7. COMMISSION AND MAYOR'S REPORTS – Mayor Flanders asked Police & Safety Commissioner Mark Messmer to do his report first because of our guest that are present.

7.2 Police and Safety Commissioner's Report – Mark Messmer reported that progress goes forward on the neighborhood watch program. They are currently working on building a database for all residents so that if there is some kind of suspicious activity, they could contact neighbors to verify if someone is supposed to be around or not. That they intend to get this running and fully implemented by the fall. That we are still seeing some occurrences of petty theft, gasoline siphoning, that sort of thing. That he urges everybody here to get to know everybody around them, help their neighbors, establish relationships and that way we can all help protect ourselves. *Mayor Flanders introduced Marion County Undersheriff Troy Clausen and that they are here regarding contracted law enforcement services and the measure the city wants to put on the ballot. Undersheriff Clausen stated that he is joined by Sheriff Jason Myers, Commander Eric Hlad their enforcement position, who oversees the enforcement activities for the County, including their Forest patrol and Marine patrol that serves our community on a yearly basis. He said Commissioner Brentano is also here representing the board's office. Clausen stated that Christine from the City has invited them over the last two years to come and kind of listen to what is going on up in this particular area. That first off, the Detroit, Idanha, Santiam Canyon Recreational area is very important to them as it is to us, and knows that the services that need to be up here they want to be able to provide to us. That currently they have been able to do that through their

forest patrol deputy's and in some instances their marine patrol deputy's. He said their forest patrol folks have traditionally been up here year round. That they've had one sergeant and two deputies up in this area, but those funds are quickly going away. In fact in this last budget cycle they had to reduce the sergeant position and one of the deputy positions from the forest patrol because the funds that had been allocated from the federal government are drying up basically. And the definition change occurred at the federal level on how they could utilize the remaining funds that they have, that those funds could only be used now for actual search and rescue missions on federal property. So it has limited their ability to use those dollars, so the one position they have left working up here is under old title 3 dollars, secure dollars they can still utilize for patrol purposes. But once those dollars are gone, which will be at the end of this fiscal year, even that position will go away unless they can get the federal government to make some changes to reallocate dollars to them or to change the definition on how they can use the title 3 money at this point. He said they do have some serious concerns for themselves up here and having a presence in this eastern part of Marion County, as well as being able to provide regular services to the citizens of Detroit and Idanha. One of thoughts they had was the ability to contract and what that would take and some of the information they talked about at last year's meeting in July, and some of the information brought forth through Christine this year. In that there may be an opportunity for about \$80,000 if a levy were passed here in the Detroit area, it could be utilized for patrol purposes. Having conversations with Sheriff Meyers and Commander Eric Hlad, they do have some ideas. That if the City of Detroit was able to secure approximately \$80,000 on an annual basis, how could they supplement it so that they could get one full time position up here and have access to provide the services on a year round basis. He said they have a couple of ideas on how they could do that depending on how the city feels with regard to where they want to go. Sheriff Meyers stated that just as a matter of background, the general fund which is the county tax revenue, supports their enforcement division. That there is about 40 Deputy's assigned to the enforcement division, that if you take that 24-hours a day, 7-days a week, that works out to about 6 to 7 deputy's on a shift to cover 1,200 square miles. So when they have an emergency response to have an absolute presence here they have depended on those forest patrols, for which the undersheriff had said, is declining. That they have had tremendous success with their law enforcement contacts. The City of Sublimity has a contract with them for a full time deputy that works there. The City of Aurora has a full time deputy and the City of Jefferson has two full time deputies. He said the contracts work very well, they assign one person when they have a full time position for 40-hours per week and in that community working the issues there. That doesn't mean we wouldn't get services out of that 40-hours, that means we get specific services right to our city during those 40-hours a week to deal with some of those day in and day out issues. 24-hours 7-days a week they do have coverage but again most of the calls kind of pull them towards the Salem area, so it really gives an enhancement where they are able to do these law enforcement contracts. They want to show a great return on investment, that's what they are all about. That he views their offices providing great customer service and be attentive to the needs of each community and each community is a little different on what they need from the Sheriff's office and that they are ready to do that for us and stand by to assist us in anyway to be able to do that. Councilor Sheppard asked about homeland security grants and Meyers replied that those grants are for radio system, computer system, etc. When asked about the forest budget shrinking, Meyers responded that the dollars they receive for these forest patrol are allocated from congress and is an iteration of a payment in lieu of taxes and explained how receiving the money came about and what it was used for. That now they are seeing the pendulum shift and the payments are beginning to stop and is why they don't have the funding for those positions anymore. Commissioner Brentano added the very concern about what they have been describing, is that we are about a year away from a mini crisis not just for service up the canyon but especially the forest patrols. That he is really worried about response times and these patrols are going to go away, and everyone is going to look to the county to try and fill that back. That if the federal government isn't doing it and the state government isn't doing it, he doesn't know where they're going to go. He said that his goal is to kind of come up and is looking for partnerships. That they have a new commissioner Kevin Cameron who has a place up here, that there is a special personal interest in Detroit. That we just have to find a way for some type of coverage, not just for Detroit but in this whole east county area, that he doesn't know where it's going to go. That he said the word crisis and thinks that is where facing the realization comes. That even in Polk County as these timber dollars are dragged out Senator Wyden still has something going on that might extend them. That he thinks they have two deputy's that was just in the statesman yesterday, that 485 calls came in in Polk County, where they had nobody to answer the phone or even coming. That those are intolerable and doesn't want that to happen in Marion County. He said our southern counties are in even worse shape, Josephine, Coos Curry, Lane. That he wants to find ways to help Detroit have some extra service and perhaps they could leverage it in a partnership in a wider cover area in this part of the county. Ken

Woodward stated that his concern is sometimes when you're not taking the law into your own hands but you're trying to protect, it puts you at risk and thinks that's where a lot of people are at. That if we had somebody here would be outstanding. Councilor Sheppard asked about the cost. Undersheriff Clausen responded that essentially for a one contracted position on average is about \$160,000 a year to cover all the cost that go along with personnel services, for a 40-hour week. Gene Smith voiced concerns that if the forest service are losing the patrols up in the forest, he feels there is going to an influx of homeless people which would cause crime, which already is happening. Mayor Flanders asked what some of the ideas were of working with collaborating with working with someone else to come up with the extra funds. Undersheriff Clausen stated there are cop grants that are awarded to municipalities, but with this grant says that we are going to enter into an agreement with the Federal Government, so for four year they are going to pay up to 100% of the cost for personal services only, no material and services such as vehicle, fuel, dispatch cost, but he fifth year the community has to pick it up. So essentially they are giving us four years to plan how we can come up with the cost to continue that program, which is an option for us that way. He said that the things he, the Sheriff and Eric had spoken about here, is that they could end up partnering if a levy was to pass here for \$80,000, then what they would do is partner up with their traffic team, that they have dollars that are associated with that. 20-hours a week they would work within the city limits and take care of all the city issues that are going on and the other 20-hours they would be in our adopt a community area, so they would work up the east canyon area but they would have the freedom to not just stay within the city limits, they could go to Idanha, head up to Breitenbush, they could take a look at some of the other problem areas. He said that position would be more community oriented, less traffic enforcement. That would still be some of their primary duties but realistically it would be taking care of some of these security issues that are out there as well. Commissioner Brentano added that with the federal money we have to know strings come with it and doesn't necessarily fit right into what we're looking for. For example, you would think with the forest dollars, if a forest deputy is coming out of Salem and drives through Mehama, Gates he would be able to patrol on the way up, but they wouldn't even let you do that. That he just wanted to make the point, that's that is not a great answer either. That what he's kind of looking for Detroit is to have a full time presence and maybe split the cost of a second partner, that would help take care of the cost of those material and service and just paying the man hours could then let them pull forest patrol and be more available. Those kinds of things he would like to see in the future. A lot hinges on both the City of Detroit coming up with dollars and the County being willing to see where they could go with it. Eric Page asked if the deputy's respond to the state parks. Sheriff Hlad stated that they have a contract with them during the summer, outside of that they don't, unless they are asked. That typically the State police respond. If there is something bad going on in a park and there is not a trooper available, they're going to send somebody, but they're going to make sure they know it's (inaudible) who takes the investigation. Eric Page explained that he was just trying to clarify on how those funds are dispersed. That it raises a questions to; They are all on board to raise the level of presence here at a certain cost, but also don't want to begin to pay an extra tab for taking care of state parks that technically should get some more funding. That he assumes federal money doesn't have any wash over into state parks for patrol other than a backup situation when it's really needed, but beyond that the state parks are not receiving any federal law enforcement money and that is where he was trying to sort out if they were receiving any money off those state parks and how we fell into that paying out the tab to have them here. Sheriff Meyers responded that if we contact with them, whatever hour agreed upon is what we're going to get and would be their primary responsibility. He said that's not to say that if there is an emergency a mile down the road the expectation is they're going, but they are going to call the right agency, that it may be their general fund deputies that come up and handle it so they can get that person free and back to the area where he's responsible. When asked if the city moved forward on bringing in more law enforcement if they felt we could look at partnering with the state parks to bring in more of a share dollar precision with us to extend that title a bit. Commissioner Brentano responded that when looking at partners Idanha comes to mind and states parks. That he was just with the director of state parks trying to get him interested in a partnership with Oregon Gardens in Silverton and they really can't keep up with what they have, there is no extra money. Terry Bonnett asked if the levy passed to have the money to have officers up here, where all the money would go for citations issued. Sheriff Meyers stated that it would depend. The agreement they have with Jefferson is they have their own municipal court, the municipal judge and staff handle those citations so the revenue goes to the city. In Sublimity they don't generate enough citations to have a municipal court. That they are putting a relationship with their justice court to handle the citations and a share comes back to the city. He said the reality is in small communities that is a small part of what they do. That their presence really helps in traffic patterns and slowing people down. That it is really focusing on the issues that they are talking about here, engaging neighborhood watch, and figuring out who maybe this person

is siphoning gas or doing security on the water shed. Those are the kinds of things they are probably going to spend a lot of time in making our community a safer place. In regards to citations, he doesn't see bringing in much revenue, but they can work out whatever the city council wants to do. Councilor Messmer asked about what kind of LEO (Law Enforcement Officer) coverage we currently have, so they can kind of see what we risk losing. Commander Eric Hlad responded that he thinks the forest service has a couple of their LEO's assigned to this area (inaudible). In terms of law enforcement offices the state police, Hwy 22 is their responsibility plus the state parks. The Sheriff's office is an unincorporated areas (inaudible) throughout the departments. US Forest Service land has their law enforcement officers that cover the national forest. He said in the Willamette National Forest District goes all the way to Estacada to Springfield which is huge geographic area. He added that marine patrol is funded through the state marine board and has Dave Zahn up here 40-hours per week, so he is assigned to lake operations, and that jurisdiction will move in the winter time to pick up some of the Willamette. Sargent Sherburn and Jim Buchholz were both moved off the title three dollars to save the current dollars they have and Tom Croft was kept on the title three for the next year. He said we have one marine deputy, and one forest patrol the other two are back in the general fund which covers the entire county. He stated that the presence of state police are out of the Salem patrol office but they cover Marion and Polk Counties. That he believes they have one main trouser that is assign to this area, but again it's a pretty big geographic area. Unfortunately Oregon State Police has been feeling the budget crunch through legislature and they have been in a downsizing mode over the last 20-years. Robert Layman stated on the weekends we would generally get to see two or three up here in the past and if we get a full time person up here, are they still going to be able to send out others on a regular basis not necessary for an emergency but for the major weekends. Clausen responded that obviously for the summer time and major weekends when we have events or holiday's on, Marine Patrol / Marine Cadets are here and the Forest Patrol, who is really backup, because that one deputy position that they currently has primary focus is forest land, and the only reason they come to the city is to provide backup on calls for service or an in progress call. That if they are the closest unit then they can take it. So essentially what we're seeing is the marine guys and their cadets. That every once in a while we'll get one of their traffic team cars that are in its adopted community area and enforcing back up or taking a call in this area. Routine patrol wise it's very difficult for them to break somebody free from the central part of the county to come up this way because of the call volume and the types of calls they have in the area. Ken Woodward asked how much of an increase there would be on the taxes for a local option tax. Mayor Flanders said \$1.64 per thousand assessed value, that if your property is worth a \$100,000 it would be \$164.00 a year increase. That the average assessed house in Detroit is \$62,500. Kim Fowler asked questions regarding the county budget of 54 Million and how much of that is for Detroit. Sheriff Meyers said that he didn't have those numbers. Commissioner Brentano asked Sheriff Meyers if the patrol hours could be customized, such as there is much more presence in the summer than the winter time. Sheriff Meyers stated yes they could certainly customize, that his suggestion would be if we could do a partnership where we have a full time position would be the best value for the community because it will carry throughout the year and that individual will be specific to the community, we would have a deputy rotating in and out, that will be our deputy and we would help select that deputy through an interview process. That the deputy takes ownership over the community. That he gets to know all the people, who belongs who doesn't. That there is so much good that comes from having one full time person to address their concerns and issues they've been talking about. Robert Layman asked if the travel time would be deducted from the 40-hour a week. Sheriff Meyers responded that they can't deduct it out of the employees pay because of their association contract, but travel time will be included. When asked they had talked to any of the other cities in the canyon showing this kind of interest. Sheriff Meyers said that Mill City is contract with Linn County and have not talked to gates or Idanha, but encouraged the city council to talk to them because there is a possibly they could do something a little bit broader. Councilor Trett stated that one thing he would like people to think about, is how lack of deputies would affect their (Idanha Detroit Fire District's) responses, that they are seeing that in Southern Oregon. That the Oregon Fire Chief's association is really addressing, "do you send paramedic's into a situation where there might be guns and knives". That they are choosing not to go, if the cops can't come don't look for an ambulance or a fire truck, because you can't place those kinds of people in that kind of danger. He said that could be conceivably what they are facing up here. Councilor Campbell speaking to the citizens, stated that you people here are just a small portion of this community and this is a very, very important position they are trying to take here to bring extra deputies to patrol up here on a regular basis. That what they need them to do if they are for this, is to get out there and talk to their neighbors, people they don't know, people who are registered to vote up here and explain to them the position. To get out there and push this through to help us make the town a much safer place. Mayor Flanders asked the Sheriff's if we can only get \$80,000, what we

would be looking at as far as coverage, if we could put it more towards the winter time or spaced out, etc. Clausen said that if we're not able to find funding to make it a full time position, which he is confident if we could make that happen, they could make something happen. That they would do whatever we want that they do have part time contract services. That if we split that \$80,000 in half it would essentially be 20-hours per week to have somebody dedicated in the city limits of Detroit. However, as they've talked about, whether it be traffic team dollars or general fund dollars to fund the other half of that, then that position actually becomes a part of that adopt a community program. Even though technically its 20-hours for in the city limits, that position would still be up here in the general area able to respond, so we would still have the benefit of having someone up here 40-hours per week. He added, with the City of Donald right now, the City Recorder is working with the tax assessor's office to set boundaries on where they want this particular levy or taxing district to take a look at. It's not just that they're looking solely at the city of Donald and the Donald incorporated city limits, there looking at some other areas as well and is certainly an option for us to look at to make it a larger area. Eric Page voiced concerns and questions in regards to if the levy passes if the city would have flexibility to make changes if needed for any increases. Mayor Flanders responded that if the proposed rate is \$1.64 it would generate approximately \$80,000 in 2015-16, \$84,000 in 2017, so it's going up each year, that would cover cost living increases. Sheriff Meyers added they do a year to year contact and is how they renegotiate. The contract comes due they sit down and figure the cost and services and again the Deputy working up here works with the city council communicating, bring forth data and information, all the questions the city has. That it is a relationship and that there are built in check points where they are able to use data and reassess and then renegotiate.

7.2.1. Resolution No. 534 – The Mayor asked for a motion to approve Resolution 534 to place a five-year local option tax for contracted law enforcement services on the November 4, 2014 ballot, motion was made by Councilor Messmer, motion was seconded, all in favor; (7) Bradley, Franz, Campbell, Flanders, Sheppard, Trett and Messmer, no nay votes heard, motion passed.

7.1 Mayor's Report - Sharyl Flanders reported that it had been brought up allowing backyard chickens so we have a draft ordinance establishing provisions of keeping backyard chickens. She asked for discussion or opinions regarding the issue. She read the draft ordinance in full. Councilor Bradley asked if there were any concerns of this encouraging predators, she responded not any more than family pets. The Mayor stated they would bring this back to the next meeting. Paul Carr, 335 Clester and part time resident since 1991 asked who would enforce the ordinance and Mayor Flanders responded, the ordinance enforcers. That the complainant would call Mark our Police Commissioner and Mark would then call two enforcement officers to go look at it, that if we had contracted law enforcement they would actually go out and look at it.

7.1.3 Ordinance No. 233 – An Ordinance supporting trap-neuter-return (TNR) for feral cat management – Mayor Flanders reported that she has been doing the TNR in Detroit for the last two and a half years now and has gotten 88 cats trapped, neutered and released. She said that the cat population has gone down dramatically since she started the TNR. With feral cats if you just take them away and kill them the situation never stops. When you have TNR cats the population tends to go down and diminish, that it works. That she would like to have something saying that people who do TNR aren't committing a crime. That in some cities because they are releasing the cats they are calling it abuse or abandonment. Councilor Trett motioned to approve ordinance 233 an ordinance supporting trap neuter return, motion was seconded, all in favor, six (6) Bradley, Franz, Campbell, Sheppard, Trett and Messmer, Abstain; one (1) Flanders, motion passed.

7.3 Street Commissioner's Report -

7.3.2 Resolution Draft PC-1 – A Resolution declaring certain city streets to be no parking zones - Greg Sheppard reported that after looking over the report from the planning commission on the no parking zones, he agrees with the no parking on Mackey Lane but felt on Guymoore Drive there are about three areas where people could park off the road. That if they are not blocking the travel lane he doesn't see a problem with it. That we allow parking on Front Street as long as they don't park into the asphalt into the travel lane, it has been working pretty good. He stated on Breitenbush there are several places one could park off the road and not impede traffic, in front of the Motel and by the RV Park, because parking is accruing in this town. Mayor Flanders stated that the RV Park is a problem. That people from the Marina park there and go out on the lake and she tries to get people in and she can't get RV's in or out. That those are actually driveways right in front of the RV Park. Greg stated he is against a blanket of no parking at all on Guymoore. Discussion followed. Breitenbush in front of the RV Park where the driveways are should be no parking with suggestion of a STR no parking sign in front of the RV Park. Guymoore already has some no parking signs, needs further research and discussion. Councilor Messmer stated they are going to need to talk about Clester parking and parking for

events and also Patton. That he would like to look at the possibility of opening up the school and charging a minimal fee. That we need to plan for the parking or we will become victims of our own success.

7.3.3 Ordinance Draft PC-1 – An Ordinance declaring Clester Road a restricted parking zone area – Greg Sheppard reported that we are going to have a combination pedestrian/bike path on the north side of Clester, five feet wide which will be no parking. On the south side there is plenty of parking and agreed on the restricted parking for residents. When asked by Mr. Carr how this would be enforced, Greg replied that it would be an ordinance violation and enforced by our ordinance enforcement officers. The Mayor explained that once the pedestrian/bike path is in the no parking signs have to be put up right away, because you cannot park on a pedestrian bike path. Greg stated that all the striping will also be done. Mayor Flanders stated that the restricted zone for the south side can also be used by the residents on the north side as well, so they can get parking permits if they want, that it is not reserved parking, that anyone with a permit can park anywhere on the restricted street. Councilor Sheppard added that the residents on the north side also have access to Erin Street so they have access for parking on both sides. Eric Page commented that essentially we have a business at the end of Clester, not only the Marina, but their trailer park is creating a massive amount of parking constraints along Clester and has to be addressed. Councilor Sheppard reported that he is going to put in another small city allotment paving grant for Detroit Road S. it is a connector street and takes you to the day use recreation area and out to osprey point, that we may get some points for. He said he is starting to run out of good candidates for the grant. Dead end street, we have seven miles of roads and two are still gravel and dirt, mostly gravel, but you don't usually get grants for those. Mayor Flanders asked for any questions from Council regarding the draft ordinance for Clester. Dottie Carr asked if there was an existing ordinance for parking, that she thought there was. Mayor Flanders responded the only one we have is that you can park in city right of way for 72-hours and no parking on the street during snow. Mayor Flanders asked Planning Commission why they said three decals per property. Eric Page responded that was based on when they walked Clester that some of the driveways were a little bit tighter so they set the maximum at three. Councilor Sheppard stated all the properties on that street are 80 feet long, so they could definitely get three cars in there. Councilor Bradley asked about the fee and Mayor Flanders said the annual permit fee would be \$45 which includes 3-decals and \$10 each subsequent year. People that don't need or want to get a permit would not be required to do so. The City will order and put up the signage for permit parking only. Mayor Flanders asked for a motion to approve this and if so what effective date. Mayor Flanders read the ordinance declaring Clester Road a Restricted Parking Zone area in full and asked when it would be effective. Recorder Pavoni said the question is going to be when we can get the signs and would have to be after the paving project is done. Greg said the Paving would be done before October 1, 2014, so the Mayor said the effective date would be October 1st and this would be the first reading of the ordinance before passage.

7.4 Water Commissioner's Report – Jack Campbell read the water report was for the month of June prepared by our Water Technician Bob Bruce. Total water consumption was 3,628,200 gallons, average per day was about 120,940 gallons. Last month 87,923 gallons, last year was 89,753 gallons, a decrease from last year. Jack said we are currently getting our water from Breitenbush which is at 1,038,800 gallons, Mackey Creek was 2,582,100. Water unaccounted for is about 987,200. Coliforms are absent, Average chlorine residual is 1.00, chemicals used, 33 gallons of chlorine. That meters were read on June 30th and two major leaks were found totaling 365,000 gallons, the owners were called and water was turned off. Bob also repaired two leaks in the water mains adding to the water unaccounted for total. We had two major failures this month, one with communications system, that's from the Breitenbush to the water facility. Bob is working with Portland engineering to fix the problems. He added we are going from a radio system to a cell unit. Also the call box, which was the alarm setup which would call Bob whenever there was an issue also went down so they are working on that. Currently Bob has the system set up for a month to test it out to make sure it is working properly, so far it's gotten excellent cell service. Jack reported that our water is surface water obtained from the Breitenbush river one mile east of Detroit and Mackey Creek, which is located one mile NE of town. Our water is filtered by two slow sand filters and treated with chlorine. The sand was replaced in one of the filters in 2013 and will be replacing the sand in the other sand filter this year. It is very costly, which has put other projects on hold. The new water plant has been operating well, other than those few small problems. The Lab that does our water testing, Box R and the also the State, says we have some of the best drinking water in the State and the Detroit Water Department will do it's very best to keep it that way. Jack stated that one of the reason we've got so much water loss is we are dealing with an old infrastructure, the old pipes were cast iron that were from the original water system that is going to get worse.

7.5 Building Commissioner's Report – Sandra Franz gave an annual report on permits that were issued. There were three permits issued for new single family dwellings and one issued for a manufacture home.

There were eight permits issued for septic systems and one repair permit. There were two structural permits issued and three remodels. For commercial permits there were (3) electrical, (6) structural and four of those permits were for the cell tower and (1) plumbing permit.

7.6 Parks & Rec Commissioner's Report – Jim Bradley reported we are looking at making a park out of the elementary school area. That we got a grant and matching money from the Can Can Ladies, which are a couple of guys and several ladies who pick up cans and bottles from the State Park on Wednesday morning and separate them, then bring them to Dean's store and get the money for them. That if anyone would like to help it would be appreciated. He reported the asbestos had been removed from the old school with a \$6,000 donations from the Can Can Ladies and a \$60,000 grant. Bradley said we are looking now to salvage some of the metal and possibly do a controlled burn. Jim Trett said they are talking to the County Chief Jack Carriger out of Stayton looking at putting together a region wide burn to learn. Councilor Bradley stated we have a parks plan that was adopted and went through some of its features. Phase one would be the site grading, turf, planting trees, phase two would be to develop the structures and major vegetation on the west side of the park. Phase three is civic building area development, for a civic center and fire station.

7.7 Emergency Preparedness Commissioner's Report – Jim Trett, No report

7.8 Planning Commission – Dean O'Donnell reported that everything they have been working on is on the agenda today for discussion. He informed Council that the planning commission meetings have been suspended for the summer due to lack of time and that the next meeting would be in September.

7.9 Sewer Committee – Kim Fowler, Ken Woodward – (Kim Fowler not present). Ken reported that there are three phases. That they are trying to get a sewer put in for the City of Detroit. The first phase would be businesses, he called on Dean O'Donnell who reported that Marion County is really behind this program. So the governor has a special task force to take on projects they deem worth it, and this is one of the projects they deem worth it. It doesn't mean we're going to get money it means we're going to get their technical support, which is worth a lot. Plus they have the means to "twist arms a little bit", to make sure things happen in way so it could be affordable. That there is a specific plan they're working on and that he feels if it's ever going to happen, it's going to have to happen this time. Ken Woodward stated they have found property that was foreclosed on at 430 Santiam that the engineer said would be perfect to set up the facility and use the park for the possible drainfield. Phase one is the main street and business, phase two is the west side of Hwy 22 and the third phase would be everybody else. Ken added that DEQ knows all that goes on here, the businesses, where the issues are, and they would like for us to do something. That Senator Winters looked at DEQ and told them they want them to work with the City of Detroit. Councilor Sheppard asked about the status on the Opal Creek money.

Council agreed on a five minute recess, the Mayor closed the meeting at 11:42 AM. Meeting reopened at 11:49 AM. Ken Woodward added the property at 430 Santiam also wants to include the Fire Department and the EMT's. That it is a joint effort, not just for the sewer. Councilor Sheppard added the Breitenbush community also wants to open up a laundromat.

8. UNFINISHED BUSINESS

8.0. Clester Road Street Vacation – Mayor Flanders reported they had been running into some snags with this. That since the street vacation appears to be premature they need to talk about putting the revocable license agreement drawn up by the city attorney to everybody on Clester. That right now we have one person that has signed this and is up for renewal. She asked for a motion from council that they do the revocable license agreement for the residents of Clester Road, until they can actually get the street vacation done. Councilor Jim Trett moved they issue revocable licenses for the residents on Clester, motion was seconded, all in favor, Bradley, Franz, Campbell, Flanders, Sheppard, Trett and Messmer, motion passed.

8.1 Rotating Meeting Schedule – Councilor Trett reported on the Fire Department meeting. He said they are currently playing with how they were going to fund their EMT position. The levy that was passed will provide for an EMT on three 10-hour days, seven days a week, with the idea the rest of those time slots will be filled in a volunteer capacity. He said they continue to look for volunteers that are needed very badly. They are also looking for a used engine, the one they have is a recycle and isn't necessarily built for fighting structural fires and that they do have some possibilities. He reported it has been a busy summer. He thanked the community that they had a pancake breakfast on the 5th and cleared over \$500. That that money is being used to support the fire fighters for uniforms, things like that. Councilor Franz reported that DLRABA had a very successful Fishing Derby, they had more registrations than they've ever had before. Sandy & John Elwood's Fireworks fund raiser was a huge success. It was held on Friday, July 4th, they served hamburgers and hotdogs, had a band, and over \$4,000 was donated. She said the fireworks show on July 5th was spectacular. Sandy also reported that DLRABA is also sponsoring a water show in August on the 16th at 11:00 and at 3:00 and on the

17th at noon in front of Kanes. Councilor Franz stated that one of the other things that is important that DLRABA has achieved is receiving the Scenic Bikeway Designation and she thanked Yvonne Messmer for all the effort, she did a wonderful job. Mayor Flanders assigned the same councilors to attend and report on the same meetings as this month, Councilors Bradley and Sheppard will attend the Federal Lakes meeting on July 16th. Councilor Franz reported that the next DLRABA meeting would be at Breitenbush at 10 on Saturday, July 19th.

8.2 Flashing Light Update: Pedestrian Crossing Hwy 22 & Forest Ave – Mayor Flanders read update memo from Recorder Pavoni that the City Engineer had been in touch with ODOT and should have the requested project quote by the end of the week, which Christine has now received. That once ODOT approves the project costs, the city will have to sign an intergovernmental agreement with ODOT for the care and maintenance of the flashing light before work can begin. Councilor Sheppard stated that this would go hand in hand with the bike path, Mayor Flanders agreed and added because we can't get signage for the bike path to cross ODOT until the flashing light is in place.

8.3 City-Wide Cleanup Report – Mayor Flanders reported the cleanup was held on the 14th of June. Total expenses were \$603.60, revenue from the cleanup was \$315.00, and total cost to the city was \$288.60. She added that because we didn't have to pay out much for the cleanup, we get to paint our building. That the paint was purchased out of the last fiscal year budget.

8.4 e-Mail votes for various permits – Mayor Flanders reported there were a bunch of various email votes. An Outdoor Mass Gathering application for Sandy Emery Elwood at 455 Clester for the annual fireworks fund raiser was requested on June 18th, approved by all council except Jim Trett who was not available to vote. Approval of a chemical toilet from Douglas Britton at 290 butte N. was received June 16th for June 26 through September 4, it was approved by all councilors. Approval of a chemical toilet request was received on June 27th from Denny Nielsen 310 Butte N, for the 4th of July weekend, was approve by all council except Jim Trett and Greg Sheppard who were not available to vote. An email/in person vote was taken on July 7th to approve a chemical toilet request from Kevin Davidson, 205 Bounder for July 13-15 and August 8-10, all councilors approved.

9. NEW BUSINESS

9.1 Planning commission Recommendations: Draft Ordinances for Operation of Class I and Class IV ATVs, Snowmobiles, and Golf Carts on City Streets - Mayor Flanders read Recorder Pavoni's memo, that the planning commission had discussed the following options, which Christine stated are not in the ordinance and need to be worked out. The Mayor said they would like to add an addendum to the draft ordinance. ATV ordinance to restrict to people who own, rent or stay in an RV Park for the season. Create a city permitting process, including; release and hold harmless waiver, \$15 fee to be researched if this makes city liable; call fee an impact fee if it's doable. Issue decals. Golf Carts \$15 fee to be researched if this makes city liable; call fee an impact fee. Snowmobiles, restrict to people who own, rent or stay in an RV Park for the season, with a \$15 impact fee. Mayor Flanders asked council if they had a chance to look at the draft ordinances, that when they approve these, they have to go to ODOT, the Sheriff's, CIS and the Attorney for review and recommendations. Councilor Bradley commented that he looked into this about five years ago and it seems state law prescribes what can be operated on the public roads, that state law would prohibit that. President of the Planning Commission, Dean O'Donnell stated that there are communities within the state of Oregon that have these ordinances already in place and have been adopted for years. That the planning commission replicated these ordinances to fit Detroit. Mayor Flanders stated that she would like to see them only operated during daylight hours. She voiced concerns if there not being enough snow on the roads, the roads could get torn up and we don't have enough money in the Street budget to fix them. Councilor Campbell stated that his only concern is, that he likes the idea of golf carts, they are feasible. Wintertime when there's lots of snow on the ground, vehicles aren't going to be around and even when the roads are plowed there is still a certain amount of snow on the ground, so wintertime, snowmobiles would be fine. ATV's, he has an issue with. That they are not really designed for fun road use, first of all. A golf cart at least you've got some structure around you. In the wintertime snowmobiles with a certain amount of caution can be very easily handled in a winter situation. But allowing ATV's on the roads in the summer or wintertime, he thinks would leave open some real liability issues for the city. Councilor Messmer stated that he agrees, that what comes to mind to him is groups of barely out of teens or late teens racing up and down the roads. With ATV's you can hit 50-60 miles an hour in a very short amount of time. Also how do you regulate people who just roll up here with their ATV on trailers verses people who are residents, that becomes an enforcement issue. Mayor Flanders stated that was also one of the problems she had with it. That one of her thoughts was holding off on the ATV's until we have a contract Sheriff up here for him to enforce it. She said that golf carts are legal and she didn't have a problem with them.

So, golf carts, snowmobiles and ATV's would all have to abide by the same laws. Recorder Pavoni stated, but again with golf carts, it's about crossing the highway. That the way she understood it from the State that they can be in the highway if close to a golf course, but the highway speed limit is 35 miles per hour or less. That she could be wrong and that's why it has to go to all the agencies first. Councilor Franz stated that they do specify it has to be at a 90 degree angle when crossing a highway. Mayor Flanders said that was for ATV's and snowmobiles that when crossing you had be within so many feet of an intersection. With golf carts we don't know what the limitations are. That they need to find out about golf carts, if they are legal and where they can cross. Recorder Pavoni stated this is one of those issues where there is a lot of information and that's why it's good they have another month to read through it and form their opinions and keep working on it. The Mayor asked to hear from the public. Eric Page, planning commissioner stated that most ATV's today have lights and all the safety equipment. The proposal was put together keeping in mind a permit use only to avoid out of town folks rolling into town with a trailer and unloading and creating pandemonium. This is designed essentially for the residential community as well as the golf cart and snowmobiles which would also bring in some revenue with the permits. That we have the ability to resend any of that, if it were to become a problem. That he felt it should be a blanket policy rather than dicing it into sections and waiting for Marion County doesn't seem necessary to get this put together. Jean Smith voiced approval. Robert Layman felt this being a tourist town didn't think it wise for them not to be able to take advantage of the same thing, that if there is a permit they should also be able to get one. There was discussion about the permitting and the availability. Ken Woodward voiced concerns on how we would identify, the accountability and enforcement. The Mayor suggested it be tested and then could be revisited. Discussion followed. The Mayor said she would like to move this to the next agenda and asked council to really study this and put in their opinions so they could maybe make a decision next month.

9.2 TOT Grant Application submitted by DLRABA - Mayor Flanders asked for a motion to approve, Councilor Messmer so moved and waive the fee, motion was seconded, all in favor, Bradley, Franz, Flanders, Campbell, Sheppard, Trett and Messmer, motion passed.

9.3 Outdoor Mass Gathering Application: DLRABA: Water Ski Show August 16 & 17 - Mayor Flanders asked for a motion to approve and waive the fee, Messmer so moved, motion was seconded, all in favor, Bradley, Franz, Flanders, Campbell, Sheppard, Trett and Messmer, motion passed.

9.4 Request for Reimbursement: DeMoss 105 Forest Ave. – There was discussion regarding a bill that was hand delivered by Mr. DeMoss for road maintenance he had done for \$160, because he claimed the city hadn't fulfilled their promise to maintain the road leading to the Silver Bullet. Discussion followed. Councilor Trett stated there was a type of agreement prior to this, so he moved that they pay the \$160 with a letter saying he must officially request the city do the maintenance, otherwise the city won't pay in the future and to thank him for doing the work, motion was seconded, all in favor, Bradley, Franz, Campbell, Flanders, Sheppard, Trett and Messmer, motion passed.

10. CORRESPONDENCE – City Recorder, City Clerk – Mayor Flanders asked for comments or questions on letters sent or received. None

11. ADVISORY COMMITTEE REPORTS - Federal Lakes Recreation Committee for Detroit Lake's next meeting is Wednesday, July 16 at 6:30 PM at the Detroit Ranger Station

12. PUBLIC COMMENTS – Joe Connor addressed the council regarding an RV code violation received by the property owner at 150 Patton Rd. N. He explained that he leased the old pizza restaurant at 175 Detroit Avenue for a BBQ place and parked his RV to stay in at 150 Patton Road. He said that he also uses the RV as his office for the business. His brother also has his RV there. He asked council if he could get a variance to the code until September 1st, when the season is over. The Mayor explained that the property is zoned undeveloped commercial and the code does not allow RV use in that zone. Being used as an office was discussed. After a lengthy discussion, council asked staff to research if there was anything we could do to help work with this situation and could then do a phone vote and call him on Thursday.

13. ADJOURN- Councilor Bradley motioned to adjourn, motion was seconded, all in favor, Bradley, Franz, Campbell, Flanders, Sheppard, Trett and Messmer, motion passed. Adjourned at 12:42 PM.

Attest

Signed: _____
James Trett, Acting Mayor

Christine Pavoni, City Recorder